

Court of Appeals, State of Michigan

ORDER

Shirley T Nixon v Farm Bureau General Ins Co of Michigan

Docket No. 285343

LC No. 06-628508-NO

Kathleen Jansen
Presiding Judge

Mark J. Cavanagh

Henry William Saad
Judges

The Court orders that the motion for immediate consideration is GRANTED.

The application for leave to appeal is GRANTED IN PART, limited to the issue whether the trial court erred by denying summary disposition of plaintiff's tort claim for "bad-faith" denial of insurance benefits. The time for taking further steps with respect to the appeal of this issue runs from the date of the Clerk's certification of this order. MCR 7.205(D)(3). In all other respects, the application for leave to appeal is DENIED for failure to persuade the Court of the need for immediate appellate review.

The motion to waive the transcript requirement of MCR 7.209(A)(3) is GRANTED.

The motion for stay pending appeal is GRANTED, and further proceedings are STAYED pending resolution of this appeal or further order of this Court.

Judge Saad would deny the application for leave to appeal in its entirety and would deny the motion for stay.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

MAY 23 2008

Date

Sandra Schultz Mengel
Chief Clerk